

Oklahoma Department of Transportation

Contractor's Railway Flagging Certificate
Construction Control Directive No. **20010212**

February 15, 2002

Scope: To establish the procedures required to ensure that our contractor's have made payment to the railroad company for their flagging services.

The contractual requirements for ensuring that payment has been made to Railway Companies for flagging has been modified for the 1999 Standard Specifications for Highway Construction. This Directive provides the authority to utilize the method specified in Section 104.19 of the 1999 Standard Specifications on projects that were let under earlier specifications with no further action.

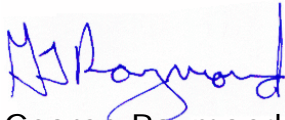
Under Section 107.20 of previous specifications, the method to ensure payments were made to Railway Companies required that the "Contractor provide satisfactory evidence that he as wholly reimbursed the Railway Company for flagging services". Historically, the Department's procedure was that the Residency would issue a Final Acceptance Date and initiate a Final Estimate for a project and the Construction Division would try to get a Railroad Release with the assistance of Rail Programs Division prior to approving the Final Estimate for payment. This method created a problem in the amount of time required to get the Release and the necessity of getting the Final Estimate approved and to the Comptroller to make the final payment to the Contractor. This new method does not conflict with the previous specifications, rather it clarifies what "satisfactory evidence" may be used.

For future and current projects that require Railroad Flagging, the Residency will require a "notarized certificate by Contractor that he/she has wholly reimbursed the Railway Company for flagging services" prior to issuing the Final Acceptance Date in accordance with Section 104.19 of the 1999 Standard Specifications. For your convenience, an attached [form](#) ODOT-RR010212 has been developed for the Residency to send to the Contractor to complete and return to the Resident Engineer which will satisfy the intent of the specification. Upon its return to the Resident Engineer, copies of the "Contractor's Railway Flagging Certificate" shall be distributed by the Residency to the distribution list shown at the bottom of the Form Oklahoma

Contractor's Railway Flagging Certificate
October 22, 2009

Department of Transportation-RR010212.

Future Final Estimates on projects which require Railroad Flagging that are submitted to the Construction Division should include the notarized certificate. The Railroad Release will no longer be required from the Railway Companies.



George Raymond, P.E.
Construction Engineer